



Patent
Attorney's Docket No. 032796-033

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Keith G. WEINSTOCK et al.) Group Art Unit: 1645
Application No.: 09/252,691) Examiner: V. Portner
Filed: February 18, 1999)
For: NUCLEIC ACID AND AMINO ACID)
SEQUENCES RELATING TO)
ENTEROBACTER CLOACAE FOR)
DIAGNOSTICS AND)
THERAPEUTICS)

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AMENDMENT AND REPLY

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In complete response to the Official Action mailed on September 25, 2001 (Paper No. 22), please amend the above-identified application as follows:

IN THE CLAIMS:

Please cancel claims 11-13 without prejudice or disclaimer to the subject matter disclosed therein.

Please replace claim 10 as follows:

10. (Thrice Amended) An isolated nucleic acid comprising a nucleotide sequence of at least 30 consecutive nucleotides in length, wherein the sequence can hybridize under conditions of high stringency to a nucleic acid comprising SEQ ID NO: 1394, wherein said nucleic acid is not immediately contiguous with both of the coding sequences with which it is immediately contiguous in the naturally-occurring *E. cloacae* genome.